

## NORTH WARWICKSHIRE BOROUGH COUNCIL

### MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

9 December 2019

Present: Councillor Simpson in the Chair.

Councillors Bell, T Clews, Chambers, Deakin, Dirveiks, Downes, Hayfield, D Humphreys, Lebrun, Lees, Morson, H Phillips, Reilly and Symonds.

Apologies for absence were received from Councillor Jarvis (substitute Councillor Reilly), Councillor Parson (substitute Councillor Chambers) and A Wright (substitute Lees).

Councillors D Clews, Jenns, Lees and Moss were also in attendance. With the permission of the Chairman, Cllr D Clews spoke on item 35 d (Brittannia Mill), and Cllrs Jenns and Moss spoke on item 35 g (Land adjacent to Orchard House, Cliff).

#### 39 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillors Bell, Dirveiks, Hayfield and Reilly declared interests in respect of minutes 41 a, b and c by virtue of being County Councillors.

Councillor Hayfield a non-pecuniary interest in item 41 c by virtue of being the Portfolio Holder for Education and Learning for Warwickshire County Council, left the meeting and took no part in the consideration of that item.

Councillor Reilly did not vote on either of these items due to their membership of the County Council's Regulatory Committee.

Councillor Dirveiks did not vote or speak on item 41b by virtue of his membership of the Warwickshire Waste Partnership.

#### 40 **Minutes**

The minutes of the meetings of the Planning and Development Board held on 7 October and 4 November. Copies having been previously circulated, were approved as a correct record and signed by the Chairman.

#### 41 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes.

**Resolved:**

- a
  - i) That in respect of Application Nos CON/2019/0026 (Existing Water Weir, Kingsbury Junction, Coventry Road, Sutton Coldfield) the County Council be notified that this Council has no objection to the proposal;
  - ii) That in respect of Application Nos CON/2019/0024 (Kingsbury Park Outdoor Education Centre, Bodymoor Heath, Kingsbury) and No CON/2019/0025 (Environment Agency Depot, Coton Road, Lea Marston) the County Council be notified that this Council submits objections for the reasons given in this report;
- b) That in respect of Application No CON/2019/0029 (Packington Lane Landfill Site, Packington Lane, Little Packington) this Council does not object subject to the grant of any planning permission being time limited to 2028 or an appropriate date linked to the completion of the remediation and restoration of the mound, together with a plan to reduce litter and other detritus linked to the site;
- c) That in respect of Application No CON/2019/0031 (High Meadow Infant School, Norton Road, Coleshill) this Council raises no objection;
- d) That Application Nos PAP/2019/0236 (Land Adjacent to 32 Church Road, Warton) be refused for the following reasons:
  - i) It is considered that the scale and location of the proposal does not accord with the position of Warton within the Borough's settlement hierarchy as defined by policies NW2 and NW5 of the North Warwickshire Core Strategy 2014;
  - ii) It is considered that the proposal does not accord with policy NW12 of the North Warwickshire Core Strategy 2014 or section 12 of the National Planning Policy Framework 2019. This is because the scale and location of the proposal will cause significant and demonstrable harm to the character and appearance of the settlement and the surrounding area which is not outweighed by the benefits of allowing the development

- particularly as the Council can show that it has a five year housing land supply;
- iii) It is considered that the proposal does not accord with policy NW14 of the North Warwickshire Core Strategy 2014 or section 16 of the National Planning Policy Framework 2019. This is because it would cause substantial harm to the setting of the Grade 2 Listed Church of the Holy Trinity which is not outweighed by the benefits of allowing the development particularly as the Council can show that it has a five year housing land supply; and
  - iv) That an additional reason for refusal related to any objections (should there be any) from the Lead Local Flood Authority.

e That Application No PAP/2019/0503 (Foyle House, Arley Lane, Fillongley) be approved for the reasons set out in the report; and

f That Application No PAP/2019/0557 (87 Pooley View, Polesworth) be approved for the reasons set out in the report.

#### 42 **Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – September 2019**

The Chief Executive informed Members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Board for April to June 2019.

##### **Resolved:**

- i) That the report be noted; and
- ii) That the Chief Executive and the Head of Development Control request a meeting with the Highways Authority with a view to improving the performance on consultation responses.

#### 43 **Appeal Update**

The Head of Development Control updated the Board on recent appeal decisions.

**Resolved:**

**That the report be noted.**

**44 Exclusion of the Public and Press**

**Resolved:**

**That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, on the grounds that it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.**

**45 Tree Preservation**

**The Head of Development Control sought authority for an Emergency Tree Preservation Order.**

**Resolved:**

**That the Emergency Tree Preservation Order be approved, for the reasons set out in the report**

**Councillor Simpson  
Chairman**

**Planning and Development Board  
4 November 2019  
Additional Background Papers**

Agenda Item	Application Number	Author	Nature	Date
5/5	DOC/2019/0080	Corley PC	Objection	23/10/19
5/239	PAP/2018/0349	Resident	Objection	4/11/19
		Resident	Objection	4/11/19
		Resident	Resident	4/11/19
5/249	PAP/2019/0180	Warwickshire County Council	Consultation	25/10/19
5/325	PAP/2019/0508	Historic England	Consultation	30/10/19